

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

RONALD EUGENE MARTIN,

Case No. 1:06-CV-893

Petitioner,

Hon. Richard Alan Enslen

v.

WILLIE O. SMITH,

Respondent.

ORDER

This matter is before the Court on Petitioner's Motion for Bond Pending Appeal. As the Sixth Circuit has held, to obtain release from prison pending resolution of a habeas petition, the petitioner "must be able to show not only a substantial claim of law based on the facts surrounding the petition but also the existence of 'some circumstance making [the motion for bail] exceptional and deserving of special treatment in the interests of justice.'" *Dotson v. Clark*, 900 F.2d 77, 79 (6th Cir. 1990); *see also Greenup v. Snyder*, 57 Fed. App. 620, 621 (6th Cir. 2003) (same). Petitioner has failed to demonstrate entitlement to the requested relief. Accordingly,

IT IS HEREBY ORDERED that Petitioner's Motion for Bond Pending Appeal (Dkt. No. 4) is **DENIED**.

DATED in Kalamazoo, MI:
February 2, 2007

/s/ Richard Alan Enslen
RICHARD ALAN ENSLEN
SENIOR UNITED STATES DISTRICT JUDGE